

111TH CONGRESS  
1ST SESSION

# H. R. 1151

To amend the National and Community Service Act of 1990 to establish Encore Service Programs, Encore Fellowship Programs, and Silver Scholarship Programs, and for other purposes.

---

## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 24, 2009

Ms. DELAURO (for herself, Mr. SERRANO, Mr. GRIJALVA, Ms. NORTON, Mr. MCGOVERN, Mr. MARKEY of Massachusetts, and Mr. FATTAH) introduced the following bill; which was referred to the Committee on Education and Labor

---

## A BILL

To amend the National and Community Service Act of 1990 to establish Encore Service Programs, Encore Fellowship Programs, and Silver Scholarship Programs, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Encore Service Act  
5       of 2009”.

6       **SEC. 2. FINDINGS.**

7       Congress finds the following:

1           (1) Programs funded under the National and  
2           Community Service Act of 1990 have the potential  
3           to dramatically increase the number of individuals  
4           age 50 or older engaged in national service, applying  
5           decades of experience to solving community prob-  
6           lems.

7           (2) The potential pool of older individuals who  
8           could provide national service is enormous and rap-  
9           idly growing. The population of people age 50 or  
10          older, which today is more than 94,000,000 individ-  
11          uals, is expected to grow by over 22 percent in the  
12          next 10 years, to almost 115,000,000 individuals.

13          (3) Studies show that over half of the  
14          78,000,000 individuals considered part of the Baby  
15          Boomer generation, those turning 50 between 1996  
16          and 2014, are interested in providing meaningful  
17          service to their communities.

18          (4) Research further shows that older individ-  
19          uals are not adequately connected to national service  
20          or work opportunities in the public sector.

21          (5) For some individuals age 50 or older, par-  
22          ticipation in national service can serve as an impor-  
23          tant pathway and transition experience, leading  
24          them into second careers in the public or nonprofit  
25          sector.

1           (6) Today's Retired and Senior Volunteer Pro-  
2           gram (RSVP) helps baby boomers anxious to make  
3           use of their education, skills, and expertise to pro-  
4           tect seniors against fraud, work on a national falls  
5           prevention campaign, and volunteer to green the  
6           economy. Research shows that individuals enrolled in  
7           the program volunteer more hours of service per  
8           year than those not in the program.

9           (7) The National Senior Volunteer Corps pro-  
10          grams, which are national service programs that cur-  
11          rently engage older individuals, have deployed mil-  
12          lions of individuals in the United States in service to  
13          their communities but are currently at capacity and  
14          in need of resources to grow.

15 **SEC. 3. REFERENCES.**

16          Except as otherwise expressly provided, wherever in  
17          this Act an amendment or repeal is expressed in terms  
18          of an amendment to, or repeal of, a section or other provi-  
19          sion, the reference shall be considered to be made to a  
20          section or other provision of the National and Community  
21          Service Act of 1990 (42 U.S.C. 12501 et seq.).

1       **TITLE I—ENCORE SERVICE**  
2                   **PROGRAM**

3   **SEC. 101. DEFINITIONS.**

4       Section 101 (42 U.S.C. 12511) is amended by adding  
5   at the end the following:

6               “(30) ENCORE SERVICE PROGRAM.—The term  
7   ‘Encore Service Program’ means a national service  
8   program authorized under section 122(a)(15).

9               “(31) ENCORE SERVICE PARTICIPANT.—The  
10   term ‘Encore Service Participant’ means an indi-  
11   vidual age 50 or older who is a participant in an ap-  
12   proved Encore Service Program.”.

13   **SEC. 102. ELIGIBILITY.**

14   Section 122(a) (42 U.S.C. 12572(a)) is amended—

15               (1) by redesignating paragraph (15) as para-  
16   graph (16); and

17               (2) by inserting after paragraph (14) the fol-  
18   lowing:

19               “(15) A service program that engages only indi-  
20   viduals age 50 or older, or individuals age 50 or  
21   older and other individuals in intergenerational serv-  
22   ice activities, serving in service positions to address  
23   a specific community need.”.

24   **SEC. 103. PRIORITY.**

25   Section 122 (42 U.S.C. 12572) is amended—

1           (1) in subsection (b), by adding at the end the  
2           following:

3           “(5) ENCOURAGEMENT OF ENCORE SERVICE  
4           PROGRAMS.—The Corporation shall encourage na-  
5           tional service programs, in appropriate cases, to es-  
6           tablish, using evidence-based approaches, Encore  
7           Service Programs, and to apply for assistance under  
8           subsection (a) for such programs.”; and

9           (2) by adding at the end the following:

10          “(d) PRIORITY FOR CERTAIN ENCORE SERVICE PRO-  
11          GRAMS.—In establishing priorities regarding the types of  
12          national service programs to be assisted under subsection  
13          (b) or (d) of section 129, the Corporation shall give pri-  
14          ority to an Encore Service Program that has—

15               “(1) proven success in engaging, or detailed  
16               plans to begin engaging, individuals who are age 50  
17               or older in service;

18               “(2) a strong focus on pre-service and in-service  
19               training for participants in order to obtain measur-  
20               able results that meet the needs of the community  
21               served; and

22               “(3) conducted a thorough evaluation of bene-  
23               fits of the Encore Service program to both the par-  
24               ticipants and the community.

1       “(e) CONSULTATION.—In awarding assistance or ap-  
 2       proved national service positions for Encore Service Pro-  
 3       grams, the Corporation shall consult with organizations  
 4       and individuals with extensive experience in developing  
 5       and administering robust national service programs that  
 6       are producing measurable results and outstanding experi-  
 7       ences for participants.

8       “(f) SENSE OF CONGRESS.—It is the sense of Con-  
 9       gress that, by 2018, 25 percent of individuals partici-  
 10      pating in national service programs specified in this sub-  
 11      title should be older individuals who are age 50 or older.”.

12   **SEC. 104. TERMS OF SERVICE.**

13       Section 139(b) (42 U.S.C. 12593(b)) is amended by  
 14      adding at the end the following:

15               “(4) TERMS OF SERVICE FOR ENCORE SERVICE  
 16      PROGRAMS.—

17                   “(A) IN GENERAL.—Notwithstanding any  
 18                   other provision of this title, an individual age  
 19                   50 or older performing national service in an  
 20                   approved national service position in an Encore  
 21                   Service Program shall agree to participate in  
 22                   the program for a term of service described in  
 23                   1 of clauses (i) through (v) of subparagraph  
 24                   (B).

25                   “(B) TERMS OF SERVICE.—

1           “(i) FULL-TIME SERVICE.—If such an  
2 individual is performing full-time service,  
3 the individual shall agree to participate in  
4 the program for the term described in  
5 paragraph (1).

6           “(ii) HALF-TIME SERVICE.—If such  
7 an individual is performing half-time serv-  
8 ice, the individual shall agree to participate  
9 in the program for not less than 900 hours  
10 during a period of not more than 1 year or  
11 not more than 2 years, as indicated in the  
12 approved application for the program.

13           “(iii) REDUCED HALF-TIME SERV-  
14 ICE.—If such an individual is performing  
15 reduced half-time service, the individual  
16 shall agree to participate in the program  
17 for not less than 675 hours during a pe-  
18 riod of not more than 1 year.

19           “(iv) QUARTER-TIME SERVICE.—If  
20 such an individual is performing quarter-  
21 time service, the individual shall agree to  
22 participate in the program for not less  
23 than 450 hours during a period of not  
24 more than 1 year.

1                   “(v) MINIMUM TIME SERVICE.—If  
 2                   such an individual is performing minimum  
 3                   time service, the individual shall agree to  
 4                   participate in the program for not less  
 5                   than 300 hours during a period of not  
 6                   more than 1 year.”.

7 **SEC. 105. LIVING ALLOWANCE.**

8           Section 140(h) (42 U.S.C. 12594(h)) is amended by  
 9 adding at the end the following: “In the case of an indi-  
 10 vidual who began the individual’s first term of service in  
 11 a national service program under this subtitle after the  
 12 individual attained the age of 50, and who is or has been  
 13 an Encore Service Participant, the individual may not re-  
 14 ceive, through such assistance or funds, an aggregate  
 15 amount that is more than twice the maximum amount  
 16 available under subsections (a), (d), and (e) for a term  
 17 of full-time service described in section 139(b)(1).”.

18 **SEC. 106. EDUCATIONAL AWARD LIMIT AND TERM OF**  
 19 **TRANSFERRED AWARDS.**

20           (a) EDUCATIONAL AWARD LIMIT.—Section 146 (42  
 21 U.S.C. 12602) is amended by striking subsection (c) and  
 22 inserting the following:

23           “(c) LIMITATION ON RECEIPT OF NATIONAL SERV-  
 24 ICE EDUCATIONAL AWARDS.—An individual may not re-  
 25 ceive, through national service educational awards, an ag-



1 gregate amount that is more than the value of 2 such  
 2 awards for terms of full-time service described in section  
 3 139(b)(1).”.

4 (b) TERM FOR TRANSFERRED EDUCATIONAL  
 5 AWARDS.—Section 146(d) of the National and Commu-  
 6 nity Service Act of 1990 (42 U.S.C. 12602) is amended  
 7 by adding at the end the following:

8 “(3) TERM FOR TRANSFERRED EDUCATIONAL  
 9 AWARDS.—For purposes of applying paragraphs (1)  
 10 and (2)(A) to an individual who is eligible to receive  
 11 an educational award as a designated individual (as  
 12 defined in section 148(f)(3)), references to a seven-  
 13 year period shall be considered to be references to a  
 14 20-year period that begins on the date the individual  
 15 who transferred the educational award to the des-  
 16 ignated individual completed the term of service in  
 17 the approved national service position that is the  
 18 basis of the award.”.

19 **SEC. 107. DETERMINATION OF THE AMOUNT OF THE NA-**  
 20 **TIONAL SERVICE EDUCATIONAL AWARD.**

21 Section 147 (42 U.S.C. 12603) is amended by adding  
 22 at the end the following:

23 “(d) AWARD FOR ENCORE SERVICE PARTICI-  
 24 PANTS.—An individual who is an Encore Service Partici-  
 25 pant and who successfully completes the term of service

1 described in section 139(b)(4) that is specified in the indi-  
 2 vidual's agreement under such section, shall be provided  
 3 with a national service educational award in an amount  
 4 that bears the same relation to the amount of a full-time  
 5 national service educational award as the number of hours  
 6 of service provided in the position under the agreement  
 7 bears to the number of hours of service required to be  
 8 provided under section 139(b)(1) to receive a full-time na-  
 9 tional service educational award.”.

10 **SEC. 108. TRANSFER OF THE AWARDS.**

11 Section 148 (42 U.S.C. 12604) is amended—

12 (1) by redesignating subsections (f) and (g) as  
 13 subsections (g) and (h), respectively; and

14 (2) by inserting after subsection (e) the fol-  
 15 lowing:

16 “(f) TRANSFER OF EDUCATIONAL AWARDS.—

17 “(1) IN GENERAL.—An individual who is eligi-  
 18 ble to receive a national service educational award  
 19 under a program described in paragraph (2) may  
 20 transfer the award to a designated individual, and  
 21 subsections (b), (c), (d), and (e) shall apply to the  
 22 designated individual in lieu of the individual who is  
 23 eligible to receive the national service educational  
 24 award, except that—

1           “(A) amounts refunded to the account  
2           under subsection (c)(5) on behalf of a des-  
3           ignated individual may be used by the Corpora-  
4           tion to fund additional placements in the na-  
5           tional service program in which the eligible indi-  
6           vidual who transferred the national service edu-  
7           cational award participated for such award; and

8           “(B) a borrower of a qualified student loan  
9           (as defined in subsection (b)(6)) shall be eligible  
10          to have the Corporation pay, on behalf of the  
11          borrower, the interest that accrues during a pe-  
12          riod for which the borrower has obtained for-  
13          bearance in accordance with subsection (e), if  
14          the eligible individual successfully completes the  
15          eligible individual’s required term of service for  
16          a national service educational award and trans-  
17          fers the award to the borrower as a designated  
18          individual.

19          “(2) CONDITIONS FOR TRANSFER.—A national  
20          service educational award may be transferred under  
21          this subsection if—

22                 “(A) the educational award is for service in  
23                 a national service program that is an Encore  
24                 Service Program; and

1           “(B) the eligible individual began the indi-  
 2           vidual’s first term of service in the Encore  
 3           Service Program after the individual attained  
 4           the age of 50.

5           “(3) DEFINITION OF A DESIGNATED INDIVIDUAL.—In this subsection, the term ‘designated  
 6           individual’ is an individual—

8           “(A) whom an individual who is eligible to  
 9           receive a national service educational award  
 10          under a program described in paragraph (2)  
 11          designates to receive the educational award; and

12          “(B) who meets the eligibility requirements  
 13          of paragraphs (3) and (4) of subsection (a),  
 14          and subsection (e), of section 146.”.

15 **SEC. 109. CORPORATION REQUIREMENTS.**

16          (a) PLANNING FOR IMPLEMENTATION.—In order to  
 17          carry out the objectives of section 122 (f) of the National  
 18          and Community Service Act of 1990 (42 U.S.C. 12572  
 19          (f)), the Corporation shall examine national service pro-  
 20          grams carried out under subtitle C of title I of the Na-  
 21          tional and Community Service Act of 1990 (42 U.S.C.  
 22          12571 et seq.) and identify and address the barriers to  
 23          engaging individuals age 50 or older, including exam-  
 24          ining—

1           (1) how the programs are marketed to individ-  
2           uals age 50 or older versus young adults;

3           (2) the extent to which the living allowance de-  
4           scribed in section 140 of that Act (42 U.S.C. 12594)  
5           is a factor;

6           (3) the extent to which the educational award  
7           described in subtitle D of that Act (42 U.S.C. 12601  
8           et seq.) is a factor;

9           (4) the correlation between the extent of the  
10          pre-service and in-service training provided and the  
11          perceived investment by the participants;

12          (5) the correlation between the extent of the  
13          pre-service and in-service training provided and pro-  
14          gram impact;

15          (6) the extent to which job transition resources  
16          and training are provided; and

17          (7) the outreach efforts required to carry out  
18          the objectives of section 122(f) of that Act.

19       (b) REPORTS TO CONGRESS.—

20           (1) REPORT ON IMPLEMENTATION.—Not later  
21           than 90 days after the date of enactment of this  
22           Act, the Corporation shall prepare and submit to  
23           Congress a report on implementation of this subtitle,  
24           including addressing barriers described in subsection  
25           (a)(1) and any necessary recommendations on how

1 to enhance programming to carry out the objectives  
 2 of section 122(f) of the National and Community  
 3 Service Act of 1990 (42 U.S.C. 12572(d)(1)).

4 (2) ANNUAL REPORTING.—The Corporation  
 5 shall include, in its annual report to Congress under  
 6 section 172(b) of the National and Community Serv-  
 7 ice Act of 1990 (42 U.S.C. 12632(b)), a detailed de-  
 8 scription of the Encore Service Programs that have  
 9 been carried out and the progress of the Corporation  
 10 in carrying out those objectives.

11 (c) DEFINITION.—In this section, the term “Encore  
 12 Service Programs” has the meaning given the term in sec-  
 13 tion 101 of the National and Community Service Act of  
 14 1990 (42 U.S.C. 12511).

## 15 **TITLE II—ENCORE FELLOWS**

### 16 **SEC. 201. DEFINITIONS.**

17 Section 101 (42 U.S.C. 12511), as amended by sec-  
 18 tion 101 of this Act, is further amended by adding at the  
 19 end the following:

20 “(32) ENCORE FELLOW.—The term ‘Encore  
 21 Fellow’ means an individual who is age 50 or older  
 22 and who is a participant in an approved Encore Fel-  
 23 lowship Program.

1           “(33) ENCORE FELLOWSHIP PROGRAM.—The  
2           term ‘Encore Fellowship Program’ means a program  
3           authorized under section 198E.”.

4   **SEC. 202. SUPPORT.**

5           (a) IN GENERAL.—Subtitle H (42 U.S.C. 12653 et  
6   seq.) is amended by adding at the end the following:

7   **“SEC. 198E. ENCORE FELLOWSHIP PROGRAMS.**

8           “(a) STATEMENT OF PURPOSE.—The purpose of this  
9   section is to provide for Encore Fellowship Programs, in  
10   order to—

11           “(1) address the need for increased professional  
12           capacity in public agencies and nonprofit private or-  
13           ganizations that are engaged in meeting unmet  
14           human, educational, environmental, or public safety  
15           needs; and

16           “(2) address the need for compelling learning  
17           and service opportunities to assist experienced indi-  
18           viduals age 50 and older in shifting from their mid-  
19           life careers to suitable and rewarding careers in the  
20           public or nonprofit sector that benefit society and  
21           provide continued income to the individuals.

22           “(b) ASSISTANCE AUTHORIZED.—

23           “(1) IN GENERAL.—The Corporation may make  
24           grants under this section to eligible entities to pay

1 for the Federal share of the cost of carrying out En-  
2 core Fellowship Programs.

3 “(2) PROGRAMS.—The Fellowship Programs  
4 shall—

5 “(A) recruit individuals age 50 or older  
6 who meet the requirements of subsection (f)(2)  
7 to serve as Encore Fellows;

8 “(B) provide specialized preplacement  
9 training and additional training for the Encore  
10 Fellows;

11 “(C) provide other activities designed to  
12 foster transitions to second careers in the public  
13 or nonprofit sector by the Encore Fellows; and

14 “(D) place the Encore Fellows in profes-  
15 sional positions with employers that will serve  
16 as sponsoring organizations for the programs,  
17 that meet the requirements of subsection (f)(1).

18 “(3) PERMISSIBLE SUBGRANTS.—The entities  
19 may carry out the programs directly or through sub-  
20 grants to other eligible entities.

21 “(c) ELIGIBLE ENTITIES.—To be eligible to receive  
22 a grant under this section, an entity shall—

23 “(1) be a State Commission, or national non-  
24 profit organization, with demonstrated experience in  
25 establishing and carrying out a project to recruit,



1 train, and place participants or volunteers, and that  
2 is qualified to receive assistance under section 121;

3 “(2) demonstrate the ability to disseminate in-  
4 formation about the Encore Fellowship Program  
5 that promotes the concept of mid-life transitions to  
6 public or nonprofit sector work;

7 “(3) demonstrate the expertise and capacity to  
8 provide meaningful management and leadership  
9 training opportunities; and

10 “(4) demonstrate knowledge of public or non-  
11 profit sector professional needs and capacity to help  
12 meet the needs through an Encore Fellowship Pro-  
13 gram.

14 “(d) APPLICATION.—To be eligible to receive a grant  
15 under this section, an entity shall submit an application  
16 to the Corporation at such time, in such manner, and con-  
17 taining such information as the Corporation may require.

18 “(e) USE OF FUNDS.—An entity that receives a grant  
19 (or, as applicable, a subgrant) under this section may use  
20 the assistance made available through the grant (or  
21 subgrant) to assist with the activities described in sub-  
22 section (b)(2). The entity may use the assistance for the  
23 allowances described in subsection (g).

24 “(f) SELECTION CRITERIA.—

1           “(1) SPONSORING ORGANIZATION.—The recipi-  
2           ent of a grant under subsection (b) shall develop cri-  
3           teria for the selection of sponsoring organizations,  
4           who shall—

5                   “(A) be public agencies or private non-  
6                   profit organizations;

7                   “(B) be engaged in meeting unmet human,  
8                   educational, environmental, or public safety  
9                   needs;

10                  “(C) demonstrate need and capacity for  
11                  the professional skills of Encore Fellows;

12                  “(D) agree to sponsor Encore Fellows in  
13                  full-time professional positions for a period of  
14                  not less than 9 months and not more than 1  
15                  year;

16                  “(E) demonstrate experience in estab-  
17                  lishing and implementing, or detailed plans to  
18                  begin establishing and implementing, meaning-  
19                  ful professional development opportunities; and

20                  “(F) agree to collaborate on, and partici-  
21                  pate in, the provision of specialized  
22                  preplacement training and additional training  
23                  for the participants, and provision of other ac-  
24                  tivities designed to foster transitions to second

1 careers in the public or nonprofit sector by par-  
2 ticipants.

3 “(2) PARTICIPANTS.—The recipient of a grant  
4 under subsection (b) shall develop criteria for the se-  
5 lection of participants, who shall—

6 “(A) be individuals age 50 or older;

7 “(B) intend to engage in work that meets  
8 unmet human, educational, environmental, or  
9 public safety needs upon completion of their fel-  
10 lowships;

11 “(C) demonstrate professional qualifica-  
12 tions or experience; and

13 “(D) agree to participate in the Encore  
14 Fellowship Program involved on a full-time  
15 basis for not less than 9 months and not more  
16 than 1 year.

17 “(g) PROVISION OF LIVING ALLOWANCE AND RE-  
18 LATED MATTERS.—

19 “(1) LIVING ALLOWANCE.—An entity that re-  
20 ceives a grant (or, as applicable, a subgrant) under  
21 this section for an Encore Fellowship Program shall  
22 provide to each Encore Fellow in the program a liv-  
23 ing allowance for a fiscal year in an amount equal  
24 to 200 percent of the average subsistence allowance  
25 provided to VISTA volunteers under section 105 of

1 the Domestic Volunteer Service Act of 1973 (42  
2 U.S.C. 4955) for that fiscal year.

3 “(2) PERMISSIBLE SALARY AND BENEFITS.—

4 “(A) IN GENERAL.—An Encore Fellow  
5 may receive a salary in excess of the maximum  
6 living allowance authorized in paragraph (1),  
7 and employment benefits, subject to subpara-  
8 graph (B).

9 “(B) PROVISION BY SPONSORING ORGANI-  
10 ZATION.—The sponsoring organization shall  
11 pay 100 percent of the amount of the salary  
12 that exceeds the amount of the maximum living  
13 allowance, and 100 percent of the cost of the  
14 benefits.

15 “(3) INELIGIBILITY FOR NATIONAL SERVICE  
16 EDUCATIONAL AWARD.—An Encore Fellow shall be  
17 ineligible for a national service education award  
18 under subtitle D.

19 “(h) MATCHING FUNDS REQUIREMENTS.—The Fed-  
20 eral share of the cost of carrying out an Encore Fellowship  
21 Program that receives assistance under this section,  
22 whether the assistance is provided directly or as a  
23 subgrant from the original recipient of the assistance, may  
24 not exceed 70 percent of such cost. The provisions of sec-

tion 121(e)(2) shall apply to the program, for purpose of providing for the remaining share of the cost.

“(i) LIMIT ON ADMINISTRATIVE COST.—Not more than 6 percent of the amount of assistance provided to the recipient of a grant (or subgrant) under this section for a fiscal year may be used to pay for administrative costs incurred by—

“(1) the recipient of the grant (or subgrant);  
and

“(2) sponsoring organizations for Encore Fellowship Programs carried out or supported by the assistance.

“(j) EVALUATION.—The Corporation shall evaluate the programs carried out under this section, and include the results of the evaluations in the Corporation’s annual report to Congress under section 172(b).”.

(b) AUTHORIZATION OF APPROPRIATIONS.—Section 501(a)(2) of the National and Community Service Act of 1990 (42 U.S.C. 12681(a)(2)) is amended—

(1) by inserting “(other than section 198E)” after “H of title I” each place it appears; and

(2) by adding at the end the following:

“(C) ENCORE FELLOWSHIP PROGRAMS.—  
There are authorized to be appropriated to carry out section 198E, \$20,000,000 for fiscal

1           year 2010 and such sums as may be necessary  
 2           for each succeeding fiscal year.”.

3           (c) TABLE OF CONTENTS.—The table of contents of  
 4 the National and Community Service Act of 1990 is  
 5 amended in the items relating to subtitle H of title I, by  
 6 adding at the end the following:

“Sec. 198E. Encore Fellowship Programs.”.

## 7       **TITLE III—SILVER SCHOLARS**

### 8       **SEC. 301. SILVER SCHOLARSHIP PROGRAMS.**

9           (a) IN GENERAL.—Subtitle H of title I (42 U.S.C.  
 10 12653 et seq.), as amended by section 202 of this Act,  
 11 is further amended by adding at the end the following:

#### 12       **“SEC. 198F. SILVER SCHOLARSHIP PROGRAMS.**

13           “(a) ESTABLISHMENT.—The Corporation is author-  
 14 ized to award grants to eligible entities, to enable the enti-  
 15 ties to provide volunteers participating in service projects  
 16 in accordance with this section with scholarships that may  
 17 be used by the volunteers or by individuals designated by  
 18 the volunteers.

19           “(b) ELIGIBLE ENTITIES.—To be eligible to receive  
 20 a grant under this section, an entity shall be a public agen-  
 21 cy or private nonprofit organization with experience in ad-  
 22 ministering service programs, (including the programs de-  
 23 scribed in or administered under title II of the Domestic  
 24 Volunteer Service Act of 1973 (42 U.S.C. 5000 et seq.)).

1       “(c) APPLICATIONS.—To be eligible to receive a grant  
 2 under this section, an entity shall submit to the Corpora-  
 3 tion an application at such time, in such manner, and con-  
 4 taining such information as the Corporation may reason-  
 5 ably require.

6       “(d) CRITERIA AND PRIORITIES FOR GRANTS.—The  
 7 Corporation shall establish criteria and priorities for  
 8 awarding grants under this section.

9       “(e) REQUIREMENTS FOR SCHOLARSHIP.—An entity  
 10 that receives a grant under subsection (a) shall use the  
 11 funds made available through the grant to award a schol-  
 12 arship described in subsection (a) to recipients, each of  
 13 whom—

14               “(1) is, or has been designated for the scholar-  
 15 ship by, a volunteer who—

16                       “(A) has performed not less than 500  
 17 hours of volunteer service, of a type specified by  
 18 the Corporation under subsection (f)(1), during  
 19 a 12-month period that is—

20                               “(i) after the volunteer at issue has  
 21 attained age 55; and

22                               “(ii) after the date of the enactment  
 23 of this section; or

24                       “(B) has performed not less than 250  
 25 hours but less than 500 hours of volunteer serv-

1           ice of that type during such a 12-month period,  
2           based on compelling personal circumstances;  
3           and

4           “(2) has received, during the 5-year period pre-  
5           ceding the date that the scholarship is awarded,  
6           fewer than 2 scholarships under this section.

7           “(f) SERVICES, CRITERIA, AND PRIORITIES FOR  
8   SCHOLARSHIPS.—The Corporation shall—

9           “(1) specify the types of volunteer service a vol-  
10          unteer may engage in to meet term of service re-  
11          quirements for a scholarship under this section,  
12          which shall include—

13               “(A) tutoring or mentoring in a school,  
14               after-school program, or other community-based  
15               educational setting; and

16               “(B) assisting persons with special needs,  
17               including persons who are homebound, to con-  
18               tinue living independently; and

19           “(2) establish criteria and priorities for eligible  
20          entities to use in awarding scholarships under this  
21          section.

22          “(g) AMOUNT OF SCHOLARSHIP.—The entities shall  
23          award the scholarships—

24               “(1) in an amount of not more than \$1,000; or



1           “(2) in a amount that is prorated based on the  
2           individual’s hours of service, for an individual who  
3           meets the requirements of subsection (e) with a term  
4           of service described in subsection (e)(1)(B).

5           “(h) USE OF SCHOLARSHIPS.—A scholarship award-  
6           ed under this section may be used—

7           “(1) by the volunteer or the person designated  
8           by the volunteer, in accordance with subsection (e);

9           “(2) only for qualified tuition and related ex-  
10          penses, as defined in section 117 of the Internal  
11          Revenue Code of 1986, and only under such condi-  
12          tions as are set forth by the Corporation through  
13          regulation; and

14          “(3) not later than 20 years after the date of  
15          the award of the scholarship, to allow time for ‘an  
16          individual’ designated under subsection (e)(1) to use  
17          the scholarship.

18          “(i) AUTHORIZATION OF APPROPRIATIONS.—Of the  
19          funds appropriated to carry out this section—

20          “(1) not more than 15 percent shall be used for  
21          administrative purposes by the Corporation;

22          “(2) not less than 50 percent shall be made  
23          available for grants under subsection (a) and used to  
24          award scholarships to volunteers who have met the  
25          term of service requirements for the scholarships by

1 providing tutoring or mentoring described in sub-  
 2 section (f)(1)(A);

3 “(3) not less than 10 percent shall be made  
 4 available for such grants and used to award scholar-  
 5 ships to volunteers who have met the requirements  
 6 by providing assistance described in subsection  
 7 (f)(1)(B); and

8 “(4) not more than 10 percent shall be made  
 9 available for such grants and used for administrative  
 10 purposes by the eligible entities receiving the  
 11 grants.”.

12 (b) AUTHORIZATION OF APPROPRIATIONS.—Section  
 13 501(a)(2), as amended by section 202(b) of this Act, is  
 14 further amended—

15 (1) by striking “section 198E” each place it ap-  
 16 pears and inserting “sections 198E and 198F”; and

17 (2) by adding at the end the following:

18 “(D) SILVER SCHOLARSHIP PROGRAM.—

19 There are authorized to be appropriated to  
 20 carry out section 198F, \$20,000,000 for fiscal  
 21 year 2010 and such sums as may be necessary  
 22 for each succeeding fiscal year.”.

23 (c) TABLE OF CONTENTS.—The table of contents of  
 24 the Act is further amended in the items relating to subtitle  
 25 H of title I, by adding at the end the following:

“Sec. 198F. Silver scholarship programs.”.

## **TITLE IV—EXPANSION OF SENIOR CORPS**

### **SEC. 401. EXPANDED ELIGIBILITY CRITERIA.**

(a) FOSTER GRANDPARENT PROGRAM.—Section 211 of the Domestic Volunteer Service Act of 1973 (42 U.S.C. 5011) is amended—

(1) in subsection (a), by striking “sixty” and inserting “55”; and

(2) in subsection (e)(1), by striking “125” and inserting “200”.

(b) SENIOR COMPANION PROGRAM.—Section 213(a) of the Domestic Volunteer Service Act of 1973 (42 U.S.C. 5013(a)) is amended by striking “60” and inserting “55”.

(c) GENERAL PROVISIONS.—Section 223 of the Domestic Volunteer Service Act of 1973 (42 U.S.C. 5023) is amended by striking “sixty” and inserting “55”.

### **SEC. 402. AUTHORIZATION OF APPROPRIATIONS.**

Section 502 of the Domestic Volunteer Service Act of 1973 (42 U.S.C. 5082) is amended—

(1) in subsection (a), by striking “\$45,000,000” and all that follows and inserting “\$136,700,000 for fiscal year 2010, and such sums as may be necessary for each succeeding fiscal year.”;

1           (2)    in    subsection   (b),    by    striking  
2    “\$85,000,000” and all that follows and inserting  
3    “\$228,000,000 for each of fiscal year 2010, and  
4    such sums as may be necessary for each succeeding  
5    fiscal year.”; and

6           (3) in subsection (c), by striking “\$40,000,000”  
7    and all that follows and inserting “\$92,000,000 for  
8    each of fiscal year 2010, and such sums as may be  
9    necessary for each succeeding fiscal year.”.

○